UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF GEORGIA ROME DIVISION

UNITED STATES OF AMERICA AND)	
THE STATE OF GEORGIA	,	
THE STATE OF GEORGIA)	
731 1 1100)	
Plaintiffs,)	
)	
V.)	
)	
STATE OF ALABAMA; THE COOSA)	Civil Action No.
RIVER BASIN INITIATIVE, INC;)	4:98-CV-191-HLM
AND WEISS LAKE IMPROVEMENT	Ś	
ASSOCIATION, INC.,	Ś	
Abboen Hor, hve.,	,	
Plaintiffs/Intervenors.	,	
Plaintins/Intervenors.)	
)	
V.)	
)	
DALTON UTILITIES AND THE)	
WATER, LIGHT, AND SINKING FUND)	
COMMISSION OF THE CITY OF)	
DALTON, GEORGIA	Ś	
)	
Defendants.	,	
Detellualits.)	
)	

JOINT STATEMENT OF THE PARTIES REGARDING STATUS OF THE CASE

On June 23, 2005, the Court ordered counsel for the parties to submit a statement concerning the status of the case. Counsel for the United States, the State of Georgia and Dalton Utilities hereby submit this joint statement.

On August 4, 2004, Defendants moved to terminate the Consent Decree in its entirety.

On September 10, 2004, the Court issued an Order pursuant to stipulation of the parties terminating

certain parts of the Consent Decree and staying all proceedings as to Defendants' Motion with

respect to the pretreatment program until receiving further notice from Defendants. On January 10,

2005, the Court issued an Order directing counsel to notify the Court concerning the status of the

remaining portion of the Motion, which counsel did on January 25, 2004. Also on January 25, 2005,

the Court issued an Order denying the Motion to Terminate the Consent Decree without prejudice.

Since the filing of Defendants' Motion, counsel for the United States, EPA and Dalton

Utilities have had numerous phone conversations and two meetings. The parties have now reached

a resolution that must be reduced to writing. That resolution will obviate the need for the Court to

rule on Defendants' Motion. We expect to file a status report by August 15, 2005.

Date: July 13, 2005

/s Lee A. Dehihns III

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(signatures continued next page)

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the within and foregoing

Joint Statement of the Parties Regarding Status of the Case upon counsel of record

by electronically filing it with the Clerk of Court using the Electronic Case Filing

System which will automatically send email notification of such filling to:

Lori Jonas, Senior Attorney

UNITED STATES DEPARTMENT OF JUSTICE

Environmental Enforcement Section

Environment and Natural Resources Division

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